

IC 4-20.5-15

Chapter 15. Acquisition of Property by the United States for Improvements on Rivers

IC 4-20.5-15-1

Consent to federal acquisition of property by purchase or eminent domain; title; jurisdiction and control

Sec. 1. (a) The consent of the state is given to the acquisition of property by the United States, by purchase or eminent domain, for any of the following:

- (1) The improvement of a navigable river within or bordering on Indiana by means of locks, dams, and adjustable chutes.
- (2) The construction and maintenance of slackwater navigation on a navigable river within or bordering on Indiana by erecting dams, abutments, locks, lock-keepers' houses, chutes, or other necessary structures.

(b) The United States has title to property and exercises jurisdiction and control over the property when purchased or acquired as provided by this section.

As added by P.L.7-1993, SEC.7.

IC 4-20.5-15-2

Consent to federal purchase of property on Ohio or Wabash Rivers; limits on eminent domain acquisitions; cession of jurisdiction and right to assess and tax; judicial process

Sec. 2. (a) The consent of the state is given to the purchase by the United States, or under the authority of the United States, of property located on the banks of the Ohio or Wabash Rivers and within Indiana for the construction of locks, dams, abutments, lock-keepers' dwellings, or other structures necessary for the improvement of the rivers.

(b) If the United States determines that it must acquire the property by eminent domain, the United States may not acquire more than ten (10) acres in any one (1) location under this section.

(c) If the United States acquires property under this section, the state cedes the following:

- (1) Jurisdiction over the property to the United States.
- (2) Right of assessment and taxation of the property and buildings located on the property acquired by the United States.

(d) This section does not debar or hinder the process of a court or judge of Indiana within the property acquired by the United States under this section, after the United States ceases to use the property for which it was acquired.

As added by P.L.7-1993, SEC.7.